

Dothan Police Department

M E M O R A N D U M

FROM :
TO : [REDACTED]
DATE : August 30, 1999
SUBJECT :



This is to inform you of a complaint filed against you on July 1, 1999 that was initiated by [REDACTED]

It has come to my attention by members of the Dothan Police Department that you may be, or have been in possession of drugs for an extended period of time [REDACTED]. Also concerns of "planting drugs", has arisen. Due to the nature of the complaint names of the members will not be disclosed.

[REDACTED] You are to report to the Internal Affairs Division on 8-31-99 at 0900 to undergo a polygraph examination. You are instructed not to speak with anyone concerning this investigation until its completion.

You will be notified of the outcome at the conclusion of this internal investigation.

DOTHAN POLICE DEPARTMENT

Notification of Charges and/or Allegations

NAME OF MEMBER: [REDACTED] Employee # [REDACTED]
Division Of Assignment: PATROL Squad: _____
RANK: OFFICER Case Numbers: N/A # _____

Departmental policy provides that you have the right to be advised in writing of the complaint against you prior to your questioning concerning the allegation regardless of its nature and even if the allegation is such that it will not result in the filling of criminal or separation charges.

Accordingly, you are hereby advised that the following allegations have been made against you:

STATEMENT:

SEE MEMORANDUM "INTERNAL COMPLAINT," WHICH
CONTAINS ALLEGATIONS. (12)

(13)
THE INITIAL ALLEGATION BEGAN APPROXIMATELY
JUNE 1998, THE LAST ALLEGATIONS WERE APPROXIMATELY
APRIL 1999. (14)

Dothan Police Department

210 North Saint Andrews Street
Dothan, Alabama 36303
(334) 793-0100



John C. White

Chief of Police

08-31-99

TO: CHIEF JOHN C. WHITE
210 N. SAINT ANDREWS ST.
DOTHAN, AL. 36303

DATE AND TIME OF EXAMINATION: 08-31-99 0900 HOURS

LOCATION OF EXAMINATION: DOTHAN POLICE DEPARTMENT

EXAMINEE: [REDACTED]

POLYGRAPH FILE NUMBER: 99-08-04

POLYGRAPH EXAMINER: SGT. RAY OWENS

The above captioned examinee voluntarily submitted to be examined by polygraph at the above location on the date shown. The examinee willingly participated in the pre-test interview during which he signed a **voluntary consent form** assuring all parties concerned that the polygraph examination was being taken voluntarily.

The background information relating to this exam was furnished by Sergeant Keith Gray of the Dothan Police Department and consisted of a verbal briefing of specific accusations and the results of a specific search conducted on Officer [REDACTED] police vehicle.

It was the understanding of this examiner that the primary purpose of this examination was to determine the truthfulness of the examinee's statement regarding the misuse of illegal evidence.

The examination utilized equipment that indicated and recorded on a moving chart, relative changes in blood pressure, pulse rate, galvanic skin response, and breathing patterns.

The following **relevant** questions was asked during the overall examination:

- 1) Have you ever planned with anyone else to plant any illegal evidence?

- 2) Have you ever planted any illegal evidence?
- 3) Have you ever used any illegal drug evidence for your personal use?
- 4) Since you have been employed with the Dothan Police Department, have you ever sold any illegal drug evidence?

The examinee answered **NO** to the above listed relevant questions, which were asked a total of four (4) times.

RESULTS: DECEPTION INDICATED.

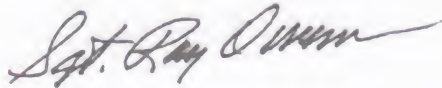
Analysis of the polygraph charts indicated the examinee's charts show a strong and consistent unresolved response to relevant question number one and two listed above.

REMARKS: The examinee cooperated throughout the exam and complied with all instructions.

The examinee could offer no explanation as to why he reacted to question number one and two.

ADMISSIONS AND CONFESSIONS:
NONE

POST TEST ADMISSIONS:
NONE



Sgt. Ray Owens
Polygraph Examiner
Dothan Police Department

(800) 460-2645

MGQT MGQT MGQT MGQT MGQT MGQT MGQT MGQT MGQT MGQT MGQT MGQT MGQT MGQT MGQT MGQT

The following charts were used:

\$\$\$3LGJ Chart 1	08/31/99	11:02	[REDACTED]	MGQT	08-31-99
\$\$\$3LGJ Chart 2	08/31/99	11:15	[REDACTED]	MGQT	08-31-99
\$\$\$3LGJ Chart 3	08/31/99	11:27	[REDACTED]	MGQT	08-31-99
\$\$\$3LGJ Chart 4	08/31/99	11:40	[REDACTED]	MGOT	08-31-99

3\$G#3LGJ 08/31/99 11:02 [REDACTED] MCOT 08-31-99

Spot/Vertical Scores (MGQT)

Prob	Question
0.95	R5 MM HAVE YOU EVER PLANTED ANY ILLEGAL EVIDENCE?
0.94	R3 MM HAVE YOU EVER PLANNED WITH ANYONE ELSE TO PLANT ANY ILLEGAL EVID
0.67	R9 MM SINCE YOU HAVE BEEN EMPLOYED WITH THE DOTHAN POLICE DEPT., HAVE
0.26	R8 MM HAVE YOU EVER USED ANY ILLEGAL DRUG EVIDENCE FOR YOUR PERSONAL U

Channel Contributions (MGQT)

Weight	Channel
-0.52	Electrodermal
-0.03	Pulse
-0.27	Respiration
-0.18	Blood Volume

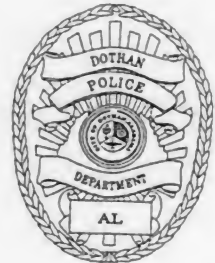
SG#3LGJ Chart 1 08/31/99 11:02 [REDACTED] MGOT 08-31-99

rob	Type	Question
		X THIS PART OF THE EXAM IS ABOUT TO BEGIN, PLEASE REMAIN ST
		I1 ARE YOU NOW IN ALABAMA?
		I2 IS YOUR LAST NAME [REDACTED]?
		I1 ARE YOU NOW IN ALABAMA?
.90	R	R3 MM HAVE YOU EVER PLANNED WITH ANYONE ELSE TO PLANT ANY ILLEG
		I4 OO IS TODAY TUESDAY?
		I7 OO ARE YOU NOW SITTING DOWN?
.81	R	R5 MM HAVE YOU EVER PLANTED ANY ILLEGAL EVIDENCE?
	C	C6 KK BEFORE 1999, HAVE YOU EVER FALSIFIED ANY TIME SHEETS?
		I7 OO ARE YOU NOW SITTING DOWN?
		IA OO ARE YOU WEARING SHOES?
		IB OO ARE THE LIGHTS ON IN THIS ROOM?
.70	R	R8 MM HAVE YOU EVER USED ANY ILLEGAL DRUG EVIDENCE FOR YOUR PER
.85	R	R9 MM SINCE YOU HAVE BEEN EMPLOYED WITH THE DOTHAN POLICE DEPT.
	C	C10 KK PRIOR TO 1999, HAVE YOU EVER LIED TO MAKE YOURSELF LOOK G
		XX THIS PART OF THE EXAM IS NOW OVER, PLEASE REMAIN STILL UN

Dothan Police Department

M E M O R A N D U M

FROM : Sgt. I. Keith Gray
TO : Chief John C. White
DATE : September 15, 1999
SUBJECT : INTERNAL COMPLAINT



This is to inform you of the results of the internal investigation filed on July 1, 1999 against Officer [REDACTED]

I arranged with Sergeant Larry Chappell on August 30, 1999 at 1655 hours to meet with Officer [REDACTED] at the East Side Fire Station in order to discretely question him about the allegations of possessing drugs for an extended period of time and planting of drug evidence. A search of his police car had also been scheduled. I advised [REDACTED] that an **administrative investigation** was underway and provided him the appropriate forms (PD-15A & PD-15B) in order to continue the investigation. He cooperated completely and a tape recorded interview followed. I advised him verbally of the allegations again and questioned him extensively about them. The following are some of the questions that were asked of [REDACTED] and his response to those questions:

Q. Have you been in possession of a bag of marijuana for about a year?

A. No.

Q. Do you have any drugs in your glove compartment?

A. I might have evidence sealed from or to the lab with all of the information filled out.

Q. Have you ever planted any evidence?

A. Never.

Q. Have you ever kidded around with anybody about planting dope?

A. No, with suspect or police officer, no.

Q. Do you ever take any of this dope into your house that you recover from the street?

A. I've got my case files that I had in narcotics at the house. I don't have marijuana sittin' at my house.

During this interview I questioned [REDACTED] about any drugs that may be in his physical or constructive possession, including his police vehicle. He admitted that on 8-22-99 at 0730 hours, he conducted a traffic stop on Mr. [REDACTED] and he recovered a ¼ bag of marijuana from his vehicle. [REDACTED] did not arrest him but seized the marijuana in an attempt to establish [REDACTED] as a confidential informant. [REDACTED] failed to obtain a case number, property/evidence number, or make an offense report of the incident. This evidence was stored in the driver's side door pocket of his police car in a plastic sandwich bag.

[REDACTED] also stated that prior to his request to meet us at the fire station he conducted a traffic stop on a vehicle suspected of containing drugs. He stopped a black male driver and the passenger Ms. [REDACTED]. He seized approximately ½ ounce of marijuana from [REDACTED] purse. [REDACTED] failed to obtain a case number, property/evidence number, or make an offense report of the incident. This evidence was located in [REDACTED] left, front pants pocket. The evidence was contained in a plastic sandwich bag.

[REDACTED] added that on 8-29-99 he conducted a traffic stop at the intersection of Linden and Walnut Street and observed Mr. [REDACTED] exit the vehicle. [REDACTED] gave chase but to no avail. He, [REDACTED] looked in the area of the foot pursuit and found a zip-lock, nickel bag of marijuana and a blunt cigar. [REDACTED] failed to obtain a case number, property/evidence number, or make an offense report of the incident. This evidence was found on the passengers side seat of [REDACTED] police car. There are no more drugs that should be inside of the police car, [REDACTED] stated.

After concluding the interview of this officer, I requested Chappell to call a K-9 officer for the purpose of searching [REDACTED] police car for drugs. When Officer Clark Rice arrived, I began searching the police car while Chappell, Rice, and [REDACTED] looked on. I seized drugs from both front door compartments, passenger's seat, glove compartment, underneath both front seats, and within case folders located in the trunk. Also seized from the trunk were three handguns, one of which was listed as stolen. (See attached sheets labeled "Evidence Seized From [REDACTED] Patrol Car"). Each item listed that contains drugs and guns constitutes a separate violation of Dothan Police Department Rules and Regulations, specifically Procedural General Order Number 64. It is also the policy of the Dothan Police Department to complete an accurate offense report and forward it to the Records Division for permanent keeping. This policy also assists officers in recalling events at a later date for court proceedings and for local, state, federal, and national Uniform Crime Statistics. In several of the cases listed on the attached sheets, no report was made. Due to the number of violations, it is my opinion that these are "intolerable" offenses. All of the seized evidence was immediately taken to the Dothan Police Department Property/Evidence Vault for storage until an itemized list could be compiled. [REDACTED] was directed to report to the police station on 8-31-99 at 0900 hours for a polygraph examination.

Sergeant Dennis R. Owens conducted a polygraph examination of [REDACTED] on 8-31-99 at approximately 0900 hours, in which he voluntarily consented, and was asked specific questions which were narrow in scope relating to the accusations of the investigation. **The results of the polygraph examination indicated deception.** After being questioned about his deceptive exam [REDACTED] made no admissions or confessions (See Polygraph Report).

During [REDACTED] polygraph examination, I spoke with Chief John White about having [REDACTED] submit to a Drug Test due to the nature of the complaint. He agreed and had the proper paperwork issued and approved by the City Manager, Jerry Gwaltney. At approximately noon [REDACTED] and I proceeded to the Employee Health Clinic in order that [REDACTED] submit a urine sample for his drug test as well as an alcohol

test. The results of the test was **Negative**.

Documentation of all evidence was conducted and video taped in [REDACTED]'s presence on 8-31-99 at 1451 hours at the Chief's Conference Room. Officer Frank Reeves assisted with this task. [REDACTED] was again given a PD-15B prior to any questions and advised that the administrative investigation was ongoing. [REDACTED] was given a chance to explain the origin of each item of evidence.

Items 1, 2 & 41, from [REDACTED] vehicle list, were seized on 10-29-98 in a search warrant, CN#98-9644. (Item 1 is reported stolen, and item 41 was **not** recovered from the vehicle and was found later by [REDACTED] on 9-8-99). (Items 1 & 2 were both recovered from the trunk of [REDACTED] police car).

Item 3 was discovered in the glove box of [REDACTED]'s police car and he stated that he does not remember any information regarding it. He stated that it may have been there for several years.

Item 4 was discovered in the glove box of [REDACTED]'s police car and he stated that it has been there since he seized it on 12-26-97 from [REDACTED] and arrested him for it, see CN# 97-11771.

Item 5 was discovered in the drivers side door pocket and he believes he took it off of a juvenile. He does not remember any information regarding it.

Items 35 thru 39 are case folders with missing drugs.

See "Evidence Seized From [REDACTED]'s Patrol Car" list for explanation of all other items.

The following items did not have case numbers or evidence numbers assigned to them, nor were they properly enclosed in an evidence envelope at the time they were seized by Internal Affairs: Items 9,10,13,14,15,16,17,18,19,20,21,23,24, and 25.

At the conclusion of the interview on 8-31-99, [REDACTED] was directed not to speak with anyone about this ongoing administrative investigation and was given a ride home in accordance with the City of Dothan Drug Testing Policy. I gave [REDACTED] a memorandum from the Chief of Police notifying him that as of August 31, 1999 he was placed on Administrative Leave. I was also directed by Captain James Smith to take control of certain police department property, see memorandum of property list.

Due to the suspicious nature in which [REDACTED] had possession of the weapons, including one which he could not account for, (see items listed above, items 1 thru 4), I felt a criminal investigation into [REDACTED] possession of them should ensue. I notified Captain Smith of my intentions and he agreed that an investigation to determine if [REDACTED] had violated the law regarding a criminal act should be conducted. I delivered a memorandum to Lieutenant Tommy Martin requesting a criminal investigation into the matter. He assigned Sergeant Roy Woodham to handle the investigation. The result of Woodham's investigation was final on 9-2-99 and indicated that there was not sufficient evidence to support a conviction for receiving stolen property 2nd degree. (See Woodham's IAD Criminal Investigation Referral Report).

On September 1, 1999 Lieutenant Steve Parrish and Sergeant Andy Hughes showed me a photocopy of three guns that were seized as evidence in a search warrant that was initiated by [REDACTED] on October 29, 1998 at 105 Woods Drive, CN 98-9644. Two of the guns were items 1 and 2 from the list above, however the third gun was a revolver that I had not found in the trunk of [REDACTED] patrol car and we

were curious as to its whereabouts. I asked Lt. Parrish if he had set any procedures, other than department procedures in the handling of narcotics when it had been seized as evidence. Parrish stated that his narcotic officers are to take any seized evidence to the lab for analysis then turn it into the department property/evidence officer. I called [REDACTED] in for an interview to determine where the weapon was on 9-1-99 at 1230 hours. He was given his Internal Investigation Warning (PD-15B) and was questioned about the location of the weapon. I showed him the photocopy and asked where the gun was. He did not know. He was hesitant about its recovery during the search warrant and its location after the return of the search warrant to Judge Douglas Bates. [REDACTED] had no clue as to the location of the weapon. I asked him again if he had spoken to anyone, as directed not to, about this investigation and he replied, "no".

(21)

Sergeant Andy Hughes was scheduled to give me a taped interview on 9-1-99 at 1344 hours regarding the missing gun. I asked him if he was present during the search warrant and he said yes and affirmed that [REDACTED] had possession of the gun. I asked Hughes had he had any prior problems with [REDACTED] regarding custody/control of drug evidence and he replied that he had indeed informally counseled [REDACTED] about being slow to get drug evidence to the lab. I also asked if he, Hughes, had spoken with [REDACTED] since the investigation begun and he said yes, approximately three times. I inquired as to the extent of the conversation and Hughes advised me that only on 9-1-99 at 1030 hours did he speak with [REDACTED] who called him (Hughes) on the phone about the investigation. Hughes stated that [REDACTED] told him that the investigation was "Bull Shit", and he, [REDACTED], admitted violating PGO #64. [REDACTED] added that he felt he was being used as a "scape goat for John White". He also stated that [REDACTED] said he "might have to go to the newspapers if he was fired".)

(22)

(23)

On September 3, 1999 at 1330 hours [REDACTED] called me on the phone and advised me that he had found the missing gun from the search warrant. I advised him to bring it to me. He brought me the gun at 1358 hours on the same day. I again provided [REDACTED] with an internal investigation warning (PD-15B) prior to questioning. He gave me a taped statement that he called Sergeant Antonio Gonzalez, per Officer Carlton Ott's instructions, and spoke with him about the gun. [REDACTED] admitted that Gonzalez had been out of town and he, Gonzalez, tried to make [REDACTED] remember having possession of the gun shortly after the search warrant was effected on 10-29-98 in the Vice-Intelligence Division. Gonzalez advised [REDACTED] to look all over for the gun. After the phone conversation ended [REDACTED] found the gun in some boxes inside of his home. He then called Gonzalez back, then in turn called me.

I thought it to be strange that as soon as Gonzalez came back to town and informed [REDACTED] that he, Gonzalez, remembered [REDACTED] in possession of the gun and shortly thereafter the weapon surfaced.

On September 3, 1999 at 1455 hours, I notified Captain Smith of the suspicious reappearance of the gun and advised him that I needed to interview Gonzalez and Ott. Smith summons Gonzalez for an interview. I ~~take~~ a taped interview with Gonzalez and he stated that he indeed did remember [REDACTED] with the weapon in Vice-Intelligence while he was in Ott's office. He advised [REDACTED] to look for the weapon and [REDACTED] discovered it and called Gonzalez back to notify him of his findings. Gonzalez then directs [REDACTED] to contact me and advise me that he had found the gun. Here again, [REDACTED] has discussed the case with Gonzalez when directed for the third time not to.

Reviewing this investigation thus far, I make note that drug/evidence, (items 35 - 39), in the case folders are missing and need to be located. I also note that the reappearance of the gun that was a better quality of weapon than the others, as well as the missing gun resembles a police revolver needed to be investigated by the Criminal Investigation Division.

(24)

On September 8, 1999 at 1330 hours I conducted a taped interview with Officer Ott. He advised me that he returned to town to learn that [REDACTED] was the subject of an administrative investigation. On 8-30-99 Ott spoke with [REDACTED] over the phone and [REDACTED] told him that he was being investigated for a PGO violation. Ott adds that on 9-6-99 he spoke with [REDACTED] in person and [REDACTED] just told him the same thing over again that he was being investigated on a PGO violation. Ott states that nothing else pertaining to the investigation was discussed.

The integrity of a law enforcement officer is crucial in the carrying out of their duties. If integrity is lost then the credibility of the officer is lost. Without credibility, a law enforcement officer cannot successfully fulfill his/her obligations. How can a law enforcement officer expect citizens to follow the laws, as well as rules and regulations set forth if he himself cannot follow rules and regulations of his/her department. Officer [REDACTED] in this case has lost his integrity as well as his credibility due to drug evidence being missing. The District Attorney, Doug Valeska has been advised of the investigation and has a problem bringing the suspects in drug cases to trial due to [REDACTED] credibility being in jeopardy.

There are at least 50 case folders that contain drugs that should have been submitted to the Property/Evidence Officer for storage and chain of custody issues. Some of those cases have been in [REDACTED] possession for over two years. (25)

There are five handguns, one of which was still listed as stolen, one which [REDACTED] lost for a period of time then it reappeared under suspicious circumstances, and two handguns that he has no idea where he seized them from. (26)

[REDACTED] was directed several times, by a superior officer not to discuss this case with anyone but he has and has called the District Attorney's Officer and left a message with Doug Valeska in order to talk about this case, by his own admission. In my opinion this is gross insubordination.

After a complete investigation I have found that Officer [REDACTED] has violated Personnel Rule, Regulation III, Sec. 3-20 (3) "Intolerable" Offense. (27)

Sec. 3-43 (18) "Gross Insubordination".

Sec. 3-43 (19)

Eighty (80) violations of Dothan Police Department Rules and Regulations PGO 64 regarding gross mishandling of evidence.

It is my findings that the allegations are **Sustained** and [REDACTED] be discharged. (28)

Sgt. I. Keith Gray
Internal Affairs Division
Dothan Police Department

EVIDENCE SEIZED FROM [REDACTED] S PATROL CAR

On August 30, 1999 pursuant to an internal affairs administrative investigation I conducted a search of Officer [REDACTED] police car and found the following evidence:

- 1.) One (1) HR, model 676, .22 caliber revolver serial # AP142987.
- 2.) One (1) Lorcin, model L380, .380 semi-auto pistol, serial # 453634.
- 3.) One (1) Sundance Industries, model BOA, .25 caliber semi-auto pistol serial # 069251.
- 4.) One (1) Baretta, .25 caliber semi-auto pistol, serial # 25611A.
- 5.) One (1) Brass Knuckles
- 6.) One (1) large envelop containing drug evidence from five cases picked up from the lab between July 15-30, 1999:
 - a.) 97-006248 [REDACTED] (crack cocaine) dated 7-7-97.
 - b.) 98-008174 [REDACTED] (marijuana) dated 9-10-98.
 - c.) 97-001179 [REDACTED] (marijuana 2 bags) dated 2-7-97.
 - d.) 98-011436 [REDACTED] (possibly cocaine) dated 12-29-98.
 - e.) 98-003406 [REDACTED] (marijuana) dated 4-22-98.
- 7.) One (1) plastic evidence envelop, case 98-007773 "[REDACTED]", containing marijuana dated 8-28-99.
- 8.) One (1) plastic evidence envelop, case 99-007046 "[REDACTED]", containing marijuana dated 8-14-99.
- ✓ 9.) One plastic bag, no case number, "[REDACTED]", containing approx ¼ bag marijuana & rolling papers date seized 8-22-99.
- ✓ 10.) One (1) plastic evidence envelop, no case number drawn, "[REDACTED]", containing approx., ½ oz of marijuana, date seized 8-30-99. Was in his front pocket when interviewed.
- 11.) One (1) plastic evidence envelop, case 99-370 "[REDACTED]", containing two (2) plastic bags of marijuana, approx., 2 oz. Drugs have been under front seat since it was seized on 1-13-99.
- 12.) One evidence envelope with (2) bags of marijuana, case 99-1886, "[REDACTED]", has been inside of vehicle since it was seized on 3-6-99.
- ✓ 13.) One (1) evidence bag with a small envelop w/pictures of red lips, no case number drawn, containing approx., 1.5 oz of cocaine. [REDACTED] does not remember anything about this case.
- 14.) One (1) plastic evidence bag, no case number drawn, and no suspect listed, containing marijuana and rolling papers. [REDACTED] does not remember anything about this case.
- 15.) One (1) plastic bag with a zip-lock bag w/marijuana flakes, no case number drawn.

- ✓ 16.) One (1) small "nickel bag" zip-lock, **no case number drawn**, "[REDACTED]", containing marijuana & a blunt cigar, dated 8-29-99.
- ✓ 17.) One (1) zip-lock "nickel bag" zip-lock, **no case number drawn**, "[REDACTED]". Magrino does not remember anything about this case. From glove compartment of Magrino's car.
- ✓ 18.) One (1) plastic "nickel baggie", **no case number drawn**, taken from [REDACTED]'s glove box. [REDACTED] does not remember anything about this case.
- ✓ 19.) Two (2) sandwich bags, one inside of the other, **no case number drawn**.
- ✓ 20.) One (1) sandwich bag, containing a nickel bag, **no case number drawn**. [REDACTED] does not remember anything about this case.
- ✓ 21.) One (1) sandwich bag w/marijuana, **no case number drawn**.
- 22.) One (1) plastic evidence envelop, w/loose marijuana, case 98-11056, "[REDACTED]", containing one additional bag of marijuana, which has been in his police car since it was seized on 12-16-98.
- ✓ 23.) Two (2) aluminum smoking stems w/residue, **no cases number drawn**. [REDACTED] does not remember anything about this case.
- ✓ 24.) One (1) plastic container w/marijuana cigarette butts, **no case number drawn**. Seized approx., 1998. Magrino does not remember anything about this case.
- ✓ 25.) One (1) marijuana cigarette, found in driver's side door pocket. (This item was apparently lost from the trunk of [REDACTED]'s police vehicle's trunk during his departure).

Case Folders w/Drugs

- 26.) One (1) manila case folder, case 97-005819, "[REDACTED]", methamphetamine .101g, in the custody of [REDACTED] from 8-12-97 to 8-30-99.
- 27.) One (1) manila case folder, case 97-003238, "[REDACTED]", containing marijuana & cocaine. Drugs in custody of [REDACTED] from 4-29-97 to 8-30-99.
- 28.) One (1) manila case folder, case 97-004534, "[REDACTED]", containing 2.737g. of cocaine. Drugs in custody of [REDACTED] from 8-12-97 to 8-30-99.
- 29.) One (1) manila case folder, case 97-002320, "[REDACTED]", containing cocaine. Drugs in custody of [REDACTED] from 4-29-97 to 8-30-99.
- 30.) One (1) manila case folder, case 96-009477, "[REDACTED]", containing .432grams of cocaine. Drugs in custody of [REDACTED] from 12-13-96 to 8-30-99.
- 31.) One (1) manila case folder, case 96-010106, "[REDACTED]", containing .278 grams of cocaine. Drugs in custody of [REDACTED] from 1-24-97 to 8-30-99.

- 32.) One (1) manila case folder, case 96-009874, "[REDACTED]", containing .153 grams of cocaine. Drugs in custody of [REDACTED] from 12-13-96 to 8-30-99.
- 33.) One (1) manila case folder, case 96-009217, "[REDACTED]", containing .114 grams of cocaine. Drugs in custody of [REDACTED] from 12-13-96 to 8-30-99.
- 34.) Two (2) plastic evidence envelopes, case 97-008267, "[REDACTED]", one with cocaine and one with marijuana. Drugs in custody of [REDACTED] from 9-5-97 to 8-30-99.

Case Folders w/Missing Drugs

(The drugs in these cases were eventually located)

- 35.) One (1) manila case folder, case 96-009258, "[REDACTED]". Certificate of Analysis indicate .089 grams of cocaine. Custody Chain Form indicate drugs were released to [REDACTED] on 12-13-96. (Found in box of [REDACTED] case folder evidence he brought to PD on 9-8-99).
- 36.) One (1) manila case folder, case 96-009218, "[REDACTED]". Certificate of Analysis indicate .082 grams of cocaine. Custody Chain Form indicate drugs were released to [REDACTED] on 8-12-97.) (Found in box of [REDACTED]'s case folder evidence he brought to PD on 9-8-99).
- 37.) One (1) manila case folder, case 97-005991, "[REDACTED]". Certificate of Analysis indicate .221 grams of cocaine. Custody Chain Form reflects that the drugs were released to [REDACTED] on 10-30-96.) (Found in box of [REDACTED] case folder evidence he brought to PD on 9-8-99).
- 38.) One (1) manila case folder, case 96-008603, "[REDACTED]". Certificate of Analysis indicate .221 grams of cocaine. Custody Chain Form indicate drugs were released to [REDACTED] on 10-30-96. (Found by Cpl. Ricky Owens in vault on 9-10-99).
- 39.) One (1) manila case folder, case 96-010813, "[REDACTED]". Certificate of Analysis indicate 0.068 grams of cocaine. Custody Chain Form indicate drugs were released to [REDACTED] on 1-24-97. (Found by Circuit Clerk's Office in evidence on 9-7-99).

Additional Items Not From Patrol Car

Drugs From Narcotic Vault

- 40.) One (1) plastic evidence envelope, case 98-6572, "[REDACTED]", containing 6 small zip-lock bags of marijuana. Officer Carlton Ott was storing this for [REDACTED] on 7-23-98 in a safe at Vice-Intelligence.

CI: UUM, HUMM.

SD: OKAY.

CI: THE MONEY AND EVERYTHING.

SD: GOOD. I'M GLAD YOU DID BECAUSE JH, THERE IS ALWAYS A WAY TO GET TO THE TRUTH, AND I. . . AS I TOLD YOU, FRITS AND I HAVE TALKED ABOUT IT, AND. . . YOU KNOW, IF THIS IS THE WAY WE HAVE TO DO IT, THIS IS NOT THE WAY WE'RE GOING TO. BUT THERE IS ENOUGH HERE, YOU SEE, HE. . . HE IS AFRAID OF ATTORNEY FEES AFTERWARDS. I DON'T SEE ANYTHING ILLEGAL IN ME DOING THAT, DO YOU? IS THERE ANYTHING ILLEGAL IN IN MY DOING THAT?

JH: ILLEGAL?

SD: UUM, HUMM.

JH: I DON'T. . . I DON'T.

SD: BOTHERS MY CONSCIENCE, BUT I KNOW. . .

JH: I DON'T SEE ANYTHING ILLEGAL ABOUT IT.

CI: WELL YOU WANTED ME TO LIE. THAT WHOLE STORY I TOLD JEFF WAS A LIE. THAT NEVER HAPPENED.

SD: WELL YOU SEE, THAT STILL REMAINS TO BE SEEN.

JH: WELL, LET'S. . . WHY DON'T WE GO OUTSIDE HERE?

SD: OKAY. UH, GOT YOUR SUNGLASSES? THAT STILL REMAINS TO BE SEEN IN SO FAR AS I'M CONCERNED. YOU KNOW, I TOLD YOU ABOUT THOSE PEOPLE THAT. . . (UNINTELLIGIBLE)

CI: YES MA'AM.

SD: THOSE WERE, I BROUGHT THAT LIST TODAY. (UNINTELLIGIBLE)

JH: (UNINTELLIGIBLE) THE PEOPLE THAT I'VE TALKED WITH SAID THAT THAT KIND OF THING GOES ON ALL THE TIME.

CI: WHAT KIND OF THING?

JH: PLANTING DOPE ON PEOPLE.

SD: THAT'S WHAT THE OTHER. THAT'S WHAT. . . YOU KNOW

CI: WELL, WHAT HAPPENED THAT DAY IS NOT WHAT I TOLD YOU THAT HAPPENED. UH, WHAT HAPPENED WAS I SAW HIM WITH DOPE AND I CALLED THE POLICE DEPARTMENT. SD. . .

JH: WELL, LET ME ASK YOU THIS. DO YOU. . .

SD: (UNINTELLIGIBLE)

JH: IN YOUR UH, GO HEAD AND SIT DOWN. IN YOUR CIRCLE OF FRIENDS, HAVE YOU EVER RUN ACROSS ANYBODY THAT, THAT'S UH. . .

CI: NO, I HAVEN'T. NEVER (UNINTELLIGIBLE) PLANTED ON BEFORE.

Dothan Police Department

M E M O R A N D U M

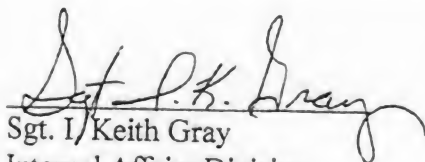
FROM : Sgt. I. Keith Gray.
TO : Judy Byrd, Circuit Clerk
DATE : September 14, 1999
SUBJECT : Missing Drug Evidence



I would like to thank you for your assistance in helping me locate the drug evidence in the Paul Thompson case. The investigation into [REDACTED] is still ongoing and I need you to research your records again to see if any of the following drug evidence has been entered as evidence in a court proceeding. I do not have the Circuit Court case numbers so I have included a copy of the warrant fact sheets to assist in your search. The cases are as follows:

<u>Offense Number:</u>	<u>Suspect(s)</u>	<u>Charge</u>
97-002829	Frederick Lamar Brunson	UPCS
96-008781	Dieon Patton	POM2
97-000892	Quintodd West	UPCS

Please reply in writing as to show a record of your search.


Sgt. I. Keith Gray
Internal Affairs Division
Dothan Police Department



Elaine Love
Chief Clerk

JUDY BYRD

CIRCUIT CLERK
AND
DISTRICT COURT CLERK
HOUSTON COUNTY
DOTHAN, ALABAMA 36302

(205) 677-4858
P. O. Drawer 6406

September 14, 1999

Sgt. Keith Gray
Dothan Police Dept.

RE: Missing Drug Evidence

Mr. Gray:

I have searched our files on the suspects you have ask about.

Frederick Brunson	CC-97-902	Pending waiting for Trial
Quintodd West	CC-97-690	Granted Probation
Dieon Patton	Did not find a case	for this person

No evidence was turned in to our office for either of these people.

If I can be of further assistance please let me know.

Yours truly,

Judy Byrd, Clerk

sw

JB/sw

Dothan Police Department

M E M O R A N D U M

FROM : Sgt. I. Keith Gray.
TO : Chief John C. White
DATE : September 16, 1999
SUBJECT : Supervisor's PGO Violations



As a result of the Internal Affairs Investigation conducted on Officer [REDACTED] I discovered that several of [REDACTED] supervisors were in violation of Supervisor's PGO #9.

From October 10, 1996 to September 14, 1997 [REDACTED] was assigned to the Vice-Intelligence Division under the supervision of Lieutenant Steve Parrish.

From September 15, 1997 to January 10, 1998 [REDACTED] was assigned to Second Squad Patrol Division under the supervision of Lieutenant Stanley Devane.

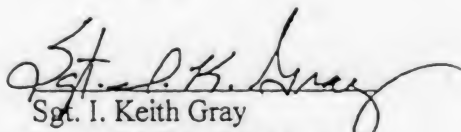
From January 11, 1998 to July 17, 1999 [REDACTED] was assigned to Crimes under the supervision of Sergeant Andy Hughes.

From July 18, 1999 to present date [REDACTED] is assigned to First Squad Patrol under the supervision of Lieutenant Larry Draughon.

PGO #9 states that periodic inspections are a necessity of all Bureaus, Divisions, and Sections. The PGO also states that if a significant violation is detected the completion of a Personnel Form 147 shall be completed and forwarded through the chain of command to the Chief of Police.

If the above supervisors would have conducted the required inspections then it is possible that the gross violation of PGO 64 would not have occurred in [REDACTED] case.

It is my suggestion that Captain James Smith look into the possible violation listed above and takes the appropriate action.


Sgt. I. Keith Gray
Internal Affairs Division
Dothan Police Department

Several weeks ago a Dothan Police Officer was taken into custody by internal investigators. He was on duty, and in his patrol car, when a Dothan Police Department investigator searched him. He was in possession of illegal drugs and firearms. Although he was caught with drugs and firearms, no charges were filed and he was allowed to resign without any personnel actions being taken against him.

What is much more distressing than a police officer in possession of illegal drugs and firearms, is what he was doing with them. For several years he had been a member of the Dothan Police Department Crimes Unit. During his assignment, he made many arrests and had many convictions for possession of illegal drugs and illegal firearms. Many of these convictions were the result of drugs and/or illegal firearms being planted on innocent people. The victims of this activity were mostly minority members of our community. He would still be making illegal arrests if someone in the Police Department could no longer tolerate this activity and tipped a supervisor. ①

Even more distressing is the fact that this whole situation was covered up. State and Federal law enforcement authorities were not notified, nor was any part of the criminal activity made public. Innocent people may be in jail or prison. Arrests made as far back as several years ago may have been illegal. No charges have been filed against this police officer. In fact, he resigned with a clean record. Will he be working in another city doing the same things? Can we tolerate a Police Department with this type of management practices? Would any person in our community be given the same break as this police officer?

I know that the Dothan Police Department is under investigation for ticket fixing and the Chief is under the probation instituted by the City Manager, but this is much more serious. Laws have been violated by all that knew about these crimes and did nothing. This involves several top management personnel in the Police Department.

Dothan Police Department

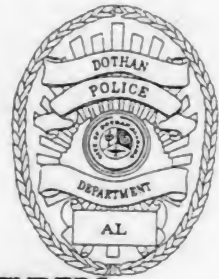
M E M O R A N D U M

FROM : Police Chief John C. White

TO : City Manager Jerry Gwaltney

DATE : November 22, 1999

SUBJECT : *UNSIGNED LETTER DELIVERED TO COMMISSION MEMBERS*



On Tuesday, November 9, 1999, Commissioner Don Clements gave me an unsigned letter he found on his desk alleging that a police officer was found with illegal drugs and the internal investigation was a cover up. One can only assume the unknown writer is referring to the police officer that was investigated for allegedly violating departmental policies and orders regarding the handling and storage of evidence. As you may remember, you and I also ordered that the officer submit to a drug test when the investigation was initiated, of which the results were negative. At no time, previous, during or since, has any individual made an allegation that this officer planted or manufactured evidence or testimony in any case. At no time did either the internal investigation or criminal investigation reveal any criminal wrongdoing on the part of the police officer. When faced with disciplinary action regarding violation of procedural orders, the officer chose to resign. The allegations set forth in the unsigned letter are not factual.

If you have any further questions concerning this matter, please do not hesitate to contact me.

JOHN C. WHITE
Chief of Police

JCW/sd